

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... JUL 11 1979

Returned to applicant for correction..... APR 18 1980

Corrected application filed..... Map filed.....

The applicant Gary and Clementine Tope and Ray May

1017 North Carson Street of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89701 hereby make application for permission to change the
State and Zip Code No.

Point of diversion and place of use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under 30459
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 6.0 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW 1/4 of Section 11, T. 26 N., R. 18 E.
Describe as being within a 40-acre subdivision of public survey and by course and

M.D.B. & M. or at a point that bears North 44° 22' East, a distance of 2056 feet
distance to a section corner. If on unsurveyed land, it should be stated.

from the Northeast corner of said Section 11, T. 26 N., R. 18 E.

6. The existing permitted point of diversion is located within SE 1/4 of Section 35, T. 27 N., R. 18 E.
If point of diversion is not changed, do not answer.

M.D.B. & M. or at a point from which the Northeast corner of said Section 35 bears

N. 63° 50' East a distance of 3896 feet.

7. Proposed place of use a maximum of 861 acres in Sections 2 and 11, T. 26 N., R. 18 E.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

Approx:
8. Existing place of use 386 acres in the NW 1/4 and the NE 1/4 of Section 35, T. 27 N., R. 18 E.,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
M.D.B. & M. all North of the Western Pacific RR as shown on the supporting
manner of use of irrigation permit, describe acreage to be removed from irrigation.
map.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, pump, motor, and sprinkler system
State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$25,000.00

13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use 3 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is filed to allow transfer of the water right in the name of Flannigan Land & Development Corporation. This water will be commingled with that under three other applications to change. The total irrigated area will not exceed 861 acres:
Use map under 36661.

Applicant: Gary & Clementine Tope and Ray May
By s/ Bruce R. Scott
Bruce R. Scott, Resource Concepts, Inc.
340 N. Minnesota Street
Carson City, Nevada 89701

Compared bt/bc bt/bc

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the Point of Diversion and Place of Use of the waters of an underground source as heretofore granted under Permit 30459 is issued subject to the terms and conditions imposed in said Permit 30459 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The total acreage allowed under this permit and Permits 38544, 38545, and 38547 shall not exceed 861.0 acres.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, but not to exceed a

yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before December 23, 1982

Proof of completion of work shall be filed before January 23, 1983

Application of water to beneficial use shall be made on or before December 23, 1982

Proof of the application of water to beneficial use shall be filed on or before January 23, 1983

Map in support of proof of beneficial use shall be filed on or before January 23, 1983

Completion of work filed DEC 21 1981

Proof of beneficial use filed _____

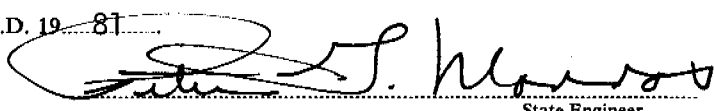
Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 4th day of DECEMBER,

A.D. 19 81


State Engineer

38546

Serial No.

SEE CORRECTED PERMIT
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STATE OF NEVADA HERETOFORE APPROPRIATED

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(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is..... Underground
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed..... 6.0 c.f.s.
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3. The water to be used for..... Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
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Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point..... SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, T. 26 N.,
R. 18 E., M.D.B.&M. or at a point that bears North 44° 22' East, a
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M.D.B.&M. or at a point from which the Northeast corner of said
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Section 35 bears N. 63° 50' East a distance of 3896 feet.
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Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
R. 18 E.
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Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
35, T. 27 N., R. 18 E., M.D.B.&M. all North of the Western Pacific
RR as shown on the supporting map.
9. Use will be from..... January 1..... to..... December 31..... of each year.
Month and Day Month and Day
10. Use has been from..... January 1..... to..... December 31..... of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.)..... Well, pump, motor and sprinkler system
State manner in which water is to be diverted, whether by dam or other works,
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works..... \$25,000.00
13. Estimated time required to construct works..... 1 year
14. Estimated time required to complete the application of water to beneficial use..... 3 years
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This application is filed to allow transfer of the water right in the name of Flannigan Land & Development Corporation. This water will be commingled with that under three other applications to change. The total irrigated area will not exceed 861 acres. Use map under 36661.

Compared..... lp/ha..... gk/bc..... Applicant Gary & Clementine Tope and Ray May

By..... s/Bruce R. Scott
 Bruce R. Scott, Resource Concepts, Inc.
 340 N. Minnesota Street
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The total acreage allowed under this permit and Permits 38544, 38545, and 38547 shall not exceed 861.0 acres.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 6.0..... cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before..... December 23, 1981

Proof of commencement of work shall be filed before..... January 23, 1982

Work must be prosecuted with reasonable diligence and be completed on or before..... December 23, 1982

Proof of completion of work shall be filed before..... January 23, 1983

Application of water to beneficial use shall be made on or before..... December 23, 1985

Proof of the application of water to beneficial use shall be filed on or before..... January 23, 1986

Map in support of proof of beneficial use shall be filed on or before..... January 23, 1986

Commencement of work filed..... IN TESTIMONY WHEREOF, I..... WILLIAM J. NEWMAN
 Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my office, this..... 23rd..... day of..... JUNE.....
 Proof of beneficial use filed..... A.D. 19..... 81.....
 Cultural map filed.....
 Certificate No..... Issued.....

State Engineer

~~CANCELLED~~ JUN 18 1980 BECAUSE OF FAILURE TO REFILE

~~CORRECTED APPLICATION WITHIN STATUTORY TIME.~~

~~WILLIAM J. NEWMAN~~ STATE ENGINEER

RESCINDED AUGUST 14, 1980.

SEE RULING NO. 2581.

SEE CORRECTED PERMIT